



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Philip E. Eggers

Serial No.

10/630,100

Filed:

July 30, 2003

For:

July 30, 2003

For:

Electrosurgical Accessing of Tissue with Controlled

Collateral Thermal Phenomena

TC/AU

.

3739

Examiner

Michael F. Peffley

Attorney Docket No.

NET 2-098

HONORABLE COMMISSIONER FOR PATENTS MAIL STOP AMENDMENT P.O. BOX 1450 ALEXANDRIA, VA 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

Document	Date	Name
U.S. Patent No. 6,780,179	08-24-2004	Lee, et al.
U.S. Patent No. 6,764,495	07-20-2004	Lee, et al.
U.S. Patent No. 6,702,831	03-09-2004	Lee, et al.
U.S. Patent No. 6,471,700	10-29-2002	Burbank, et al.
U.S. Patent No. 6,440,147	08-27-2002	Lee, et al.
U.S. Patent No. 6,022,362	02-08-2000	Lee, et al.
U.S. Pub. No. US20050222521	10-06-2005	Vetter, et al.
U.S. Pub. No. US20050182339	08-18-2005	Lee, et al.
U.S. Pub. No. US20050124986	06-09-2005	Brounstein, et al.
U.S. Pub. No. US20050119652	06-02-2005	Vetter, et al.
U.S. Pub. No. US20050027291	02-03-2005	Lee, et al.
U.S. Pub. No. US20040255739	12-23-2004	Clifford, et al.
U.S. Pub. No. US20040176789	09-09-2004	Lee, et al.
U.S. Pub. No. US20040087872	05-06-2004	Anderson, et al.
U.S. Pub. No. US20040077971	04-22-2004	Vetter, et al.
U.S. Pub. No. US20040006355	01-08-2004	Vetter, et al.
U.S. Pub. No. US20040006338	01-08-2004	Vetter, et al.

Attorney Docket No.: NET 2-098

U.S. Pub. No. US20030220640	11-27-2003	Lee, et al.
U.S. Pub. No. US20030163129	08-28-2003	Lee, et al.
U.S. Pub. No. US20030109870	06-12-2003	Lee, et al.
U.S. Pub. No. US20030023239	01-30-2003	Burbank, et al.
U.S. Pub. No. US20020193705	12-19-2002	Burbank, et al.
U.S. Pub. No. US20020123762	09-05-2002	Lee, et al.
U.S. Pub. No. US20020111564	08-15-2002	Burbank, et al.
U.S. Pub. No. US20020099399	07-25-2002	Lee, et al.
U.S. Pub. No. US20020099398	07-25-2002	Lee, et al.
U.S. Pub. No. US20020095100	07-18-2002	Lee, et al.
U.S. Pub. No. US20020077648	06-20-2002	Lee, et al.
U.S. Pub. No. US20020072739	06-13-2002	Lee, et al.
U.S. Pub. No. US20020019597	02-14-2002	Dubrul, et al.

REMARKS

It respectfully is submitted that none of the foregoing art, alone or in combination, shows or proposes the present invention. Accordingly, favorable action on the application respectfully is requested.

Respectfully submitted,

Diane E. Burke Reg. No. 45,725

MUELLER AND SMITH, L.P.A. MUELLER-SMITH BUILDING 7700 Rivers Edge Drive

Columbus, Ohio 43235-1355

Tel.: 614-436-0600 Fax: 614-436-0057

email: dburke@muellersmith.com

Attorney Docket No.: NET 2-098



CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited on $\frac{1/-04}{}$, 2005 with the United States Postal Service as first class mail in an envelope addressed to:

COMMISSIONER FOR PATENTS MAIL STOP AMENDMENT P.O. BOX 1450 ALEXANDRIA, VA 22313-1450 Please type a plus sign (+) inside this box ->

Approved for use through 10/31/99 OMB 0651-0031
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE espond to a collection of information unless it contains a valid OMB control number.

Under the Paperwork Reduction Act of 1995 no persons ar Complete if Known Substitute for form 1449A/PTO Application Number 10/630,100 Filing Date July 30, 2003 Philip E. Eggers INFORMATION DISCLO First Named Inventor STATEMENT BY APPLICA Group Art Unit 3739 Michael F. Peffley **Examiner Name** (use as many sheets as necessary) Attorney Docket Number NET 2-098 Sheet 1

			U.S. PATE	ENT DOCUMENTS		
EXAMINER INITIALS*	CITE NO. ¹	U.S. PATENT DO Number	CUMENT Kind Code ² (if known)	Name of Patentee Of Cited Document	Date of Pub. Of Cited Document MM-DD-YYYY	Pages Where Relevant Passages Appear
		6,780,179		Lee, et al.	08-24-2004	
		6,764,495		Leee, et al.	07-20-2004	
		6,702,831		Lee, et al.	03-09-2004	
		6,471,700		Burbank, et al.	10-29-2002	
		6,440,147		Lee, et al.	08-27-2002	
		6,022,362		Lee, et al.	02-08-2000	
		US20050222521		Vetter, et al.	10-06-2005	
		US20050182339)	Lee, et al.	08-18-2005	
		US20050124986	5	Brounstein, et al.	06-09-2005	
		US20050119652		Vetter, et al.	06-02-2005	
		US20050027291		Lee, et al.	02-03-2005	
		US20040255739)	Clifford, et al.	12-23-2004	
		US20040176789)	Lee, et al.	09-09-2004	
		US20040087872	2	Anderson, et al.	05-06-2004	
•		US20040077971	-	Vetter, et al.	04-22-2004	
		US20040006355	5	Vetter, et al.	01-08-2004	
		US20040006338	3	Vetter, et al.	01-08-2004	
		US20030220640)	Lee, et al.	11-27-2003	
		US20030163129		Lee, et al.	08-28-2003	
		US20030109870)	Lee, et al.	06-12-2003	
		US20030023239)	Burbank, et al.	01-30-2003	

			I	FOREIGN PATE	ENT DOCUMENTS	3		
Examiner Cite	Cite	F	oreign Patent Do	cument	Name of Patentee	Date of Pub. Of	Pages where	T ⁶
Initials	No.1	Office ³	Number ⁴	Kind Code ⁵ (if known)	Cited Document	Cited Doc MM-DD-YYY	relevant passages appear	
		ļ <u> </u>						+
								+-
					<u> </u>			

Examiner	Date	
Signature	Considered	

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Unique citation designation number. ² See attached Kinds of U.S. Patent Documents ³ Enter Office that issued the document, by the two letter code (WIPO Standard ST.3) ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent documents. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English translation is attached.

Approved for use through 10/31/99 OMB 0651-0031
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the I	aperwork Reduction Act	of 1995 no perso	ons are required to respond to a colle	tion of information unless it contains a valid OMB control number. Complete if Known			
Substitut	e for form 1449A	/PTO	1	Application Number	10/630,100		
			NOV 0 7 2005	Filing Date	July 30, 2003		
INFOR	MATION D	ISCLOS APPLIC	ANT	First Named Inventor	Philip E. Eggers		
		ii i bic	HABINA C	Group Art Unit	3739		
(use	as many sheets as	s necessary)	Examiner Name	Michael F. Peffley		
Sheet	2	of	2	Attorney Docket Number	NET 2-098		

			U.S. PATI	ENT DOCUMENTS		
EXAMINER INITIALS*	CITE NO. '	U.S. PATENT DO Number	CUMENT Kind Code ² (if known)	Name of Patentee Of Cited Document	Date of Pub. Of Cited Document MM-DD-YYYY	Pages Where Relevant Passages Appear
		US20020193705	5	Burbank, et al.	12-19-2002	
		US20020123762	2	Lee, et al.	09-05-2002	
		US20020111564	ļ	Burbank, et al.	08-15-2002	_
		US20020099399)	Lee, et al.	07-25-2002	
		US20020099398	3	Lee, et al.	07-25-2002	
		US20020095100)	Lee, et al.	07-18-2002	
		US20020077648	3	Lee, et al.	06-20-2002	<u> </u>
		US20020072739)	Lee, et al.	06-13-2002	
		US20020019597	7	Dubrul, et al.	02-14-2002	
						_
		ļ				
	1				1	1

				FOREIGN PATE	ENT DOCUMENTS	,		
Examiner Initials	Cite No. ¹	Office ³	oreign Patent Do Number ⁴	cument Kind Code ⁵ (if known)	Name of Patentee Cited Document	Date of Pub. Of Cited Doc MM-DD-YYY	Pages where relevant passages appear	T ⁶
			-					\perp
	-							\dagger

Examiner	Date	
Signature	Considered	

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Unique citation designation number. ² See attached Kinds of U.S. Patent Documents ³ Enter Office that issued the document, by the two letter code (WIPO Standard ST.3) ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent documents. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English translation is attached.